

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

Bail Appl..No. 7158 of 2006()

CRIME NO. 790/2006 OF KASARAGOD POLICE STATION

PETITIONER

1. MUNEEER, AGED 35 YEARS,
S/O.KHADER, CHERKALA HOUSE, CHENGALA P.O.,
KASARGODE.
2. POKKER ANU, AGED 35 YEARS,
S/O.AHAMMAD, CHERKALA HOUSE,
CHENGALA P.O., KASARGODE.

BY ADV. SRI.R.B.BALACHANDRAN

RESPONDENTS:

STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY DIRECTOR GENERAL OF PROSECUTIONS SRI. P.G. THAMBI

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 04/12/2006, ALONG WITH B.A. 7158/06 THE COURT ON
THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

**Bail Application Nos. 7158 of 2006
& 7157/2006**

DATED: 4-12-2006

ORDER

Accused Nos. 2, 3 and 6 to 18 in Crime No. 790/06 of Kasaragod Police Station for offences punishable under Secs. 143, 147, 148, 341, 323, 324, 308 read with Sec. 149 I.P.C. seek anticipatory bail.

2. The occurrence took place on 18-11-2006. It is the result of a clash between the students owing allegiance to two different political parties.

3. I heard the learned Counsel for the petitioner and the learned Director General of Prosecutions Sri. P.V. Thambi.

4. Having regard to the fact that all the petitioners are students of LBS College, Kasaragod, it may not be in the interest of students to house them in prison and allow them an unwholly exposure with hardened criminals. Having regard to the facts and circumstances of the case, I am inclined to grant bail to the petitioners. Accordingly, a direction is issued to the investigating officer concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 5,000/- (Rupees

five thousand only) with two solvent sureties (of whom one shall be one of the parents of each of the petitioners) each for the like amount to the satisfaction investigating officer and subject to the following conditions:

- 1) Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Sundays.
- 2) Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.
- 3) Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.
- 4) Petitioners shall not commit any offence while on bail
- 5) Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

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